

STANDING CHAPTER 13 TRUSTEE ALEJANDRO OLIVERAS RIVERA
REPORT OF ACTION TAKEN
MEETING OF CREDITORS

In re:

RANDY TORRES RODRIGUEZ

Case No. 11-02007-SEK

Chapter 13

Attorney Name: JUAN O CALDERON LITHGOW*

| | | | |
|--|--|--|--|
| I. Appearances Debtor <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent Joint Debtor <input type="checkbox"/> Present <input type="checkbox"/> Absent Attorney for Debtor <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent <input type="checkbox"/> Prose <input type="checkbox"/> Substitute | | | Date & Time: 6/30/2011 1:34:00PM <input checked="" type="checkbox"/> R <input type="checkbox"/> NR LV: 0.00 <input type="checkbox"/> This is debtor(s) 0 Bankruptcy filing. Creditors: <div style="border: 1px solid black; padding: 5px; min-height: 100px;"> <u>None</u> </div> |
| II. Oath Administered <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | | | |

III. Plan

Date: 03/09/2011 Base: \$16,020.00 Payments 3 made out of 3 due.

Confirmation Hearing Date: 7/29/2011 9:00:00AM

Evidence of Pmt shown:

Attorney's fees as per R. 2016(b)

\$3,000.00 - \$0.00 = \$3,000.00

IV. Status of Meeting

Closed Not Held Held/Continued

Held/Not Closed

Continued

Continued Date:

Comments:

M.T.D. to be filed by Trustee: Debtor(s) failed to: Appear: Commence payments

Keep payments current does (do) not qualify as a debtor (§109):

MTD Already filed, see Docket:

Other:

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(Cont.)

Trustee's Report on Confirmation

FAVORABLE

UNFAVORABLE

| | |
|---|---|
| <input type="checkbox"/> Feasibility | <input type="checkbox"/> No provision for secured creditor(s) |
| <input checked="" type="checkbox"/> Insufficiently funded | <input type="checkbox"/> Treat value of collateral separately |
| <input type="checkbox"/> Unfair discrimination | <input type="checkbox"/> No provision for insurance |
| <input type="checkbox"/> Fails disposable income | <input type="checkbox"/> Tax returns missing |
| <input type="checkbox"/> Fails liquidation value test | <input type="checkbox"/> State - years |
| <input type="checkbox"/> Insurance quote | <input type="checkbox"/> Federal - years |

Pending/Items/ Documents:

| | |
|---|--|
| <input type="checkbox"/> Assumption/Rejection executory contract | <input type="checkbox"/> Business Documents |
| <input type="checkbox"/> Appraisal | <input type="checkbox"/> Monthly reports for the months |
| <input checked="" type="checkbox"/> DSO Recipient's Information for Beatriz Lopez Otero or waiver if not available | <input type="checkbox"/> Public Liability Insurance |
| <input type="checkbox"/> Evidence of being current with DSO | <input type="checkbox"/> Premises |
| <input type="checkbox"/> Evidence of income | <input type="checkbox"/> Vehicle(s): <input type="checkbox"/> Licenses issued by: |

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COMMENTS

- 1) Plan is insufficiently funded to pay priority debt to Treasury.
- 2) Provide recent ASUME certification (2 DSO's both through ASUME) to verify amount of monthly obligation. He informs it's \$200 monthly for Emma Claudio and \$120 monthly for Beatriz Lopez. This request is to verify feasibility and compliance with 11 USC Sec. 1325(a)(8).
- 3) Amend Schedules J and I to switch \$320 child support expense from J to I since it's paid through payroll deduction. Actually, employer is withholding \$336 instead of \$320 in order to comply with correct disbursements as per ASUME, as indicated by debtor. He will verify with ASUME since withholding should not exceed \$320. Trustee verified from paystubs, and it appears that post-petition DSO pymts are being made.
- 4) Amend Schedule B to include savings acct. at Coop. A/C Vega Alta. He indicates he had no money in the acct upon filing petition and no shares or dividends. Provide evidence to that effect.
- 5) Amend Schedule B to include as jewelry a \$10 watch. Exemption to be claimed under Sec. 522(d)(4).

s/Miriam Salwen

Trustee/Presiding Officer

Date: 06/30/2011

(Rev. 02/11)